National Labor Relations Board Weekly Summary of



NLRB Cases

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CASES SUMMARIZED VISIT <u>WWW.NLRB.GOV</u> FOR FULL TEXT

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Copper Craft Plumbing, Inc. (17-CA-24227; 354 NLRB No. 108) Kansas City, MO Nov. 25, 2009. The Board adopted the administrative law judge's findings, to which there are no exceptions, that Respondents Copper Craft Plumbing, Kansas City Plumbing and KC Commercial Plumbing, as alter egos and a single employer, violated Section 8(a)(1) of the Act by threatening employees with unspecified reprisals and by discharging employee Donovan Shafer, and violated Sections 8(a)(3), (4), and (1) of the Act by denying employees the opportunity to drive work vans home and by laying off 10 employees. The Board severed and remanded (a) the allegation that Respondent Studio 36 LLC is an alter ego of the other Respondents, for analysis under the proper standard; and (b) the allegation that Respondent Studio 36 LLC, is a single employer with the other Respondents. [HTML] [PDF]

(Chairman Liebman and Member Schaumber participated.)

Hearing at Overland Park, KS, Jan. 13-14, 2009. Adm. Law Judge Margaret G. Brakebusch issued her decision April 30, 2009.

Operating Engineers Local 150 (Pedersen Co.) (13-CD-00802, 00803; 354 NLRB No. 112) Chicago, IL Nov. 27, 2009. The Board awarded the disputed work in this Section 10(k) proceeding to employees represented by International Union of Operating Engineers, Local 150, and International Brotherhood of Teamsters, Local 703, rather than to employees represented by United Union of Roofers, Waterproofers and Allied Workers, Local No. 11. In making this award, the Board determined that its jurisdiction was proper under Section 10(k), finding that there was reasonable cause to believe Section 8(b)(4)(D) of the Act had been violated and that the parties had no agreed-upon method for voluntary adjustment of the dispute. On the merits of the dispute, the Board relied on the 10(k) factors of Board certification and collective-bargaining agreements, employer preference and past practice, area and industry practice, and economy and efficiency of operations, in making the award. [HTML] [PDF]

(Chairman Liebman and Member Schaumber participated.)

NO ANSWER TO COMPLAINT

(In the following cases, the Board granted the General Counsel's motion for summary judgment based on the Respondent's failure to file an answer to the complaint.)

Eagle Ray Electrical Co. (Electrical Workers Local 1) (14-CA-29785; 354 NLRB No. 109) Ellisville, MO Nov. 25, 2009. [HTML] [PDF]

Spring Air West, LLC (an Individual and Carpenters Local 2633) (19-CA-32018, 32019; 354 NLRB No. 110) Lacey, WA Nov. 25, 2009. [HTML] [PDF]

ORDER DENYING MOTIONS

(In the following case, The Board denied the Respondent's motion for reconsideration and motion to reopen the record based on merits.)

Texas Dental Association (Individuals) (16-CA-25349, et al.; 354 NLRB No. 107) Austin, TX Nov. 25, 2009. [HTML] [PDF]

DECISIONS OF ADMINISTRATIVE LAW JUDGES

A-1 Door and Building Solutions (Carpenters Local 1618) North Highlands, CA Nov. 24. 2009. 20-CA-34364, JD(SF)-42-09; Judge Burton Litvack.

Cedar Construction (Operating Engineers Local 571) Omaha, NE Nov. 24, 2008. 17-CA-24530, 24532; JD-56-09; Judge Mark Carissimi.

Iroquois Nursing Home, Inc. (1199, SEIU, Healthcare Workers) Syracuse, NY Nov. 25, 2009. 3-CA-26766, et al.; JD-57-09, Judge Earl E. Shamwell Jr.

Security Walls, LLC (an Individual) Carlsbad, NM Nov. 25, 2009. 28-CA-22483; JD(ATL)-31-09, Judge Margaret G. Brakebusch.

National Association of Letter Carriers (an Individual) Mason City, IA Nov. 25, 2009. 18-CB-04819; JD(ATL)-30-09, Judge George Carson II.

300 Exhibit Services & Events, Inc. (Teamsters Local 631) Las Vegas, NV Nov. 27, 2009. 28-CA-22347; JD(SF)-43-09, Judge John J. McCarrick.

San Miguel Hospital Corp. d/b/a Alta Vista Regional Hospital (Hospital & Healthcare Employees Local 1199) Las Vegas, NV Nov. 27, 2009. 28-CA-2280; JD(SF)-44-09, Judge John J. McCarrick.
